

Division of Water Water Resources Branch

Instructions for Completing Remedial Information Form

A remedial information form is enclosed to help evaluate the non-permitted construction within a regulatory floodplain (100-year base floodplain) as required under **KRS 151.250**. Please fill in all the required information and mail to the address at the bottom of the form. This information will allow us to determine the scope of remedial work, if any, necessary to bring the floodplain construction in compliance with the regulations as set forth in **401 KAR 4:060**. The remedial measures may also include either partial or complete removal of the structure(s) placed in the floodplain. If we do not receive this information within the stipulated time, your case may be forwarded to the Enforcement Branch of this Division where fines and civil penalties may be levied. **KRS 151.990** states:

Any person, city, county, or other governmental subdivision who violates KRS 151.100 to 151.460 shall be liable to a civil penalty of not more than \$1000 for said violation and in addition may be enjoined from continuing constitute a separate offence.

- Item 1.** Please provide a phone number where you may be contacted during the daytime. This will speed up the review process.
- Item 2.** Agent is not necessary unless you have authorized in writing, someone to act on your behalf to evaluate this work.
- Item 3.** Engineer/Surveyor must be licensed and currently registered to practice in the Commonwealth of Kentucky. Smaller projects usually do not require services of an engineer or surveyor. Please contact the division if a waiver may be granted.
- Item 4.** The description of the project should include the general dimensions such as size, depth, length, etc.
- Item 5.** Location of the project site must be precise. In addition to a general location, please give us enough information so the project can be located within few feet on a map.
- Item 6.** Enter the day project was first started.
- Item 7.** Enter the day project completed or the day work was stopped from an order of a regulatory agency.
- Item 8.** Contact this Division for the 'Public Notice' requirement.
- Item 9.** Provide a list of all the attached drawings, maps, photos, etc. If a hydraulic analysis is performed, please furnish a complete report either on a computer disk or a hard paper copy.
- Item 10.** The owner/lessee must initial this space. The agent may initial if has been granted Power of Attorney by the owner.
- Item 11.** Provide additional data/comments that will help in reviewing the project.

Signatory line. Must be signed and dated in ink by the owner. The agent may sign if a document of Power of Attorney is included.

For additional assistance, please contact Art Clay, P.E. at (502) 564-3410.

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES & ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WATER

**REMEDIAL INFORMATION
FOR
STREAM / FLOODPLAIN VIOLATION**

Any construction activity or placement of fill material in or along a stream that could, in any way, obstruct flood flows without a construction permit from the Division of Water is a violation of Chapter 151 of the KENTUCKY REVISED STATUTES.

1. **OWNER:** _____
Give name of person(s), company, government agency, or other owner of project.

MAILING ADDRESS: _____

TELEPHONE #: _____ **E-MAIL:** _____

2. **AGENT:** _____
Give name of person(s) submitting information, if other than owner.

ADDRESS: _____

TELEPHONE #: _____ **E-MAIL:** _____

3. **ENGINEER:** _____ **P.E. NUMBER:** _____
Contact Division of Water if waiver can be granted.

TELEPHONE #: _____ **E-MAIL:** _____

4. **DESCRIPTION OF CONSTRUCTION:** _____
Describe both what construction has been completed and what work remains.

5. **LOCATION OF CONSTRUCTION:** _____
Give county name, direction from nearest town, stream name and mile, latitude & longitude.

(OVER)

6. **DATE CONSTRUCTION STARTED:** _____
7. **DATE CONSTRUCTION COMPLETED OR STOPPED:** _____
8. **PUBLIC NOTICE:** _____
Contact Division of Water for Public Notice requirements.
9. **LIST OF ATTACHMENTS:** _____

List plans, profiles or other drawings and data provided. A map should always be submitted. Also provide a description of any attached photographs [What is shown, direction photo was taken (upstream or downstream or N, E, W, S)].

10. I, _____ (initials) **CERTIFY THAT THE "OWNER", AS SHOWN IN ITEM # 1 ABOVE, HAS EASEMENT RIGHTS ON ALL PROPERTY ON WHICH THIS PROJECT IS LOCATED OR ON WHICH RELATED CONSTRUCTION WILL BE LOCATED OR ON WHICH RELATED CONSTRUCTION WILL OCCUR** (in the case of dams, the area that would be impounded during the design flood).

11. **REMARKS:** _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____
- _____

This information is provided to allow the Division of Water to determine what remedial requirements are necessary to bring the existing construction into compliance with current regulations. Any additional information which is necessary will be provided upon request. I certify that, to the best of my knowledge, all the information is true and correct.

SIGNATURE: _____
Owner or Agent sign here. (If signed by Agent, a Power of Attorney should be attached.)

DATE: _____

SUBMIT INFORMATION AND ATTACHMENTS TO:

**Division of Water
Water Resources Branch
14 Reilly Road
Frankfort, Kentucky 40601**

Phone: (502) 564-3410